

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland

Wednesday, August 22, 2001

The Commission met in open session, pursuant to
notice, at 1:00 p.m.,

Edward McGaffigan, Acting Chairman, presiding.

COMMISSIONERS PRESENT:

RICHARD A. MESERVE, Chairman (VIA TELECON)

EDWARD MCGAFFIGAN, JR., Acting Chairman

JEFFREY S. MERRIFIELD, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

ANDREW L. BATES, Acting Secretary

KAREN D. CYR, General Counsel

DISCLAIMER

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The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

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[1:00 p.m.]

PROCEEDINGS

ACTING CHAIRMAN MCGAFFIGAN: Good morning, ladies and gentlemen. This is an affirmation session. We have one item to come before us this morning and before I ask the Secretary to lead us through the item, do any of my colleagues have anything to say?

COMMISSIONER MERRIFIELD: No.

CHAIRMAN MESERVE: I don't.

ACTING CHAIRMAN MCGAFFIGAN: Okay. Go ahead.

MR. BATES: Commissioners; today the item before you is SECY-01-0120, Consolidated Edison Company of New York, ENTERGY Nuclear Indian Point 2, and ENTERGY Nuclear Operations, Inc.; Decision on Standing and Admissibility of Contentions in the License Transfer Proceeding. The Commission is being asked to act on a Memorandum and Order responding to two petitions to intervene and requests for a hearing, submitted by the Citizens Awareness Network and the Town of Cortlandt, New York, together with the Hendrick Hudson School District, related to the proceeding for the Indian Point 1 and Indian Point 2 license transfers. The Commission has voted to approve a Memorandum and Order which grants standing to the petitioners, admits certain issues regarding financial qualifications, and grants a hearing under Subpart M, and rules on motions. Would you please affirm your votes?

ACTING CHAIRMAN MCGAFFIGAN: Aye.

CHAIRMAN MESERVE: Aye.

COMMISSIONER MERRIFIELD: Aye.

MR. BATES: I want to note for the record that Commissioner Dicus had approved this Order by notation vote and had she been present today she would have affirmed her vote.

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ACTING CHAIRMAN MCGAFFIGAN: Is there anything else?

MR. BATES: That's all I have.

ACTING CHAIRMAN MCGAFFIGAN: Mr. Chairman, have a good time up in Maine.

CHAIRMAN MESERVE: Thank you very much.

ACTING CHAIRMAN MCGAFFIGAN: And I guess we're adjourned.

CHAIRMAN MESERVE: Very good, goodbye.

COMMISSIONER MERRIFIELD: Goodbye.

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CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session
(PUBLIC MEETING)

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: August 22, 2001

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: DARLENE K. WRIGHT

Reporter: (TAPE RECORDING)